

1 State of Arkansas
2 91st General Assembly
3 Regular Session, 2017
4

A Bill

HOUSE BILL 1223

5 By: Joint Budget Committee
6

For An Act To Be Entitled

8 AN ACT TO MAKE AN APPROPRIATION FOR PERSONAL SERVICES
9 AND OPERATING EXPENSES FOR THE SECRETARY OF STATE FOR
10 THE FISCAL YEAR ENDING JUNE 30, 2018; AND FOR OTHER
11 PURPOSES.
12
13

Subtitle

14 AN ACT FOR THE SECRETARY OF STATE
15 APPROPRIATION FOR THE 2017-2018 FISCAL
16 YEAR.
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20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
21

22 SECTION 1. REGULAR SALARIES - OPERATIONS. There is hereby established
23 for the Secretary of State for the 2017-2018 fiscal year, the following
24 maximum number of regular employees.
25

Item No.	Class Code	Title	Maximum No. of Employees	Maximum Annual Salary Rate Fiscal Year 2017-2018
30	(1) Q171U	STATE CHIEF DEPUTY	1	\$111,934
31	(2) Q172U	SEC OF STATE DEPUTY	2	\$102,054
32	(3) Q173U	SEC OF STATE GENERAL COUNSEL	1	\$94,533
33	(4) Q174U	SEC OF STATE SENIOR INFO TECHNICIAN	1	\$87,535
34	(5) Q175U	SEC OF STATE INFO TECHNICIAN	1	\$84,636
35	(6) Q178U	SEC OF STATE CAPITOL POLICE CHIEF	1	\$82,176
36	(7) Q177U	SEC OF STATE ASSOCIATE COUNSEL	1	\$82,176



1	(8)	Q176U	SEC OF STATE DEPARTMENT DIRECTOR	7	\$82,176
2	(9)	Q179U	SEC OF STATE SYSTEMS ANALYST	1	\$70,585
3	(10)	Q181U	SEC OF STATE CAPITOL POLICE CAPTAIN	1	\$68,443
4	(11)	Q182U	SEC OF STATE SENIOR SUPERVISOR	1	\$67,633
5	(12)	Q183U	SEC OF STATE DEPARTMENT MANAGER	1	\$66,636
6	(13)	Q184U	SEC OF STATE BUDGET ANALYST	1	\$65,551
7	(14)	Q185U	SEC OF STATE PROGRAMMER ANALYST	1	\$63,459
8	(15)	Q186U	SEC OF STATE ASSISTANT DIRECTOR	3	\$62,933
9	(16)	Q192U	SEC OF STATE DEPARTMENT SUPERVISOR	2	\$60,600
10	(17)	Q187U	SEC OF STATE POLICE SERGEANT	3	\$60,034
11	(18)	Q188U	SEC OF STATE TRADE SUPERVISOR	2	\$59,850
12	(19)	Q190U	SEC OF STATE INFO TECH ANALYST	1	\$58,813
13	(20)	Q197U	SEC OF STATE PROJECT COORDINATOR II	3	\$58,580
14	(21)	Q191U	SEC OF STATE ELECTION COORDINATOR	5	\$57,450
15	(22)	Q193U	SEC OF STATE MASTER TRADESPERSON	2	\$54,998
16	(23)	Q194U	SEC OF STATE CREATIVE SPECIALIST III	1	\$54,962
17	(24)	Q195U	SEC OF STATE INFO TECH ADMINISTRATOR	2	\$54,924
18	(25)	Q231U	SEC OF STATE PROJECT COORDINATOR I	4	\$54,253
19	(26)	Q180U	SEC OF STATE PUBLIC EVENTS COORD	1	\$52,460
20	(27)	Q198U	SEC OF STATE BUSINESS ACCOUNTANT II	3	\$52,227
21	(28)	Q199U	SEC OF STATE INFO TECH SPECIALIST	1	\$51,482
22	(29)	Q200U	SEC OF STATE CUSTOMER SVCS COORD II	3	\$50,908
23	(30)	Q201U	SEC OF STATE CORPORAL	16	\$50,506
24	(31)	Q203U	SEC OF STATE CREATIVE SPECIALIST II	2	\$50,432
25	(32)	Q202U	SEC OF STATE VOTER SVCS ADMINISTRATOR	2	\$50,432
26	(33)	Q204U	SEC OF STATE EXECUTIVE ASSISTANT	4	\$49,869
27	(34)	Q212U	SEC OF STATE BLDGS & GRND SUPERVISOR	3	\$49,214
28	(35)	Q206U	SEC OF STATE BLDG SVCS COORDINATOR	1	\$48,828
29	(36)	Q209U	SEC OF STATE TRADESPERSON	2	\$47,975
30	(37)	Q208U	SEC OF STATE MAINTENANCE WORKER II	4	\$46,035
31	(38)	Q213U	SEC OF STATE CREATIVE SPECIALIST I	1	\$45,385
32	(39)	Q210U	SEC OF STATE CORPORATIONS REP III	4	\$44,127
33	(40)	Q211U	SEC OF STATE RECORDS SPECIALIST	2	\$43,228
34	(41)	Q214U	SEC OF STATE FACILITIES SVC REP II	1	\$42,495
35	(42)	Q215U	SEC OF STATE ADMINISTRATIVE ASST III	7	\$41,969
36	(43)	Q216U	SEC OF STATE ADMINISTRATIVE ASST II	3	\$41,221

1	(44)	Q218U	SEC OF STATE BUSINESS ASSISTANT I	3	\$39,307
2	(45)	Q219U	SEC OF STATE CORPORATIONS REP II	11	\$37,808
3	(46)	Q220U	SEC OF STATE ADMINISTRATIVE ASST I	5	\$37,425
4	(47)	Q221U	SEC OF STATE FACILITIES SVC REP I	4	\$37,001
5	(48)	Q222U	SEC OF STATE MAINTENANCE WORKER I	4	\$36,135
6	(49)	Q223U	SEC OF STATE CORPORATIONS REP I	4	\$34,721
7	(50)	Q224U	SEC OF STATE CUSTODIAN II	1	\$33,701
8	(51)	Q225U	SEC OF STATE DISPATCHER	2	\$32,544
9	(52)	Q230U	SEC OF STATE RECEPTIONIST I	1	\$29,427
10	(53)	Q229U	SEC OF STATE MAIL CLERK	1	\$29,427
11	(54)	Q227U	SEC OF STATE CUSTODIAN I	14	\$29,427
12	(55)	Q226U	SEC OF STATE BLDG SVCS REP	<u>2</u>	\$29,427
13			MAX. NO. OF EMPLOYEES	161	

14

15 SECTION 2. EXTRA HELP - OPERATIONS. There is hereby authorized, for
 16 the Secretary of State - Operations for the 2017-2018 fiscal year, the
 17 following maximum number of part-time or temporary employees, to be known as
 18 "Extra Help", payable from funds appropriated herein for such purposes:
 19 forty-five (45) temporary or part-time employees, when needed, at rates of
 20 pay not to exceed those provided in the Uniform Classification and
 21 Compensation Act, or its successor, or this act for the appropriate
 22 classification.

23

24 SECTION 3. APPROPRIATION - OPERATIONS. There is hereby appropriated,
 25 to the Secretary of State, to be payable from the State Central Services
 26 Fund, for personal services and operating expenses of the Secretary of State
 27 - Operations for the fiscal year ending June 30, 2018, the following:

28

29	ITEM	FISCAL YEAR
30	<u>NO.</u>	<u>2017-2018</u>
31	(01) REGULAR SALARIES	\$7,996,331
32	(02) EXTRA HELP	144,909
33	(03) PERSONAL SERVICES MATCHING	2,674,683
34	(04) OVERTIME	33,000
35	(05) MAINT. & GEN. OPERATION	
36	(A) OPER. EXPENSE	4,504,939

1	(B) CONF. & TRAVEL	65,651
2	(C) PROF. FEES	205,956
3	(D) CAP. OUTLAY	210,000
4	(E) DATA PROC.	0
5	(06) CAPITOL GROUNDS IMPROVEMENTS	301,264
6	(07) SPECIAL MAINTENANCE	500,048
7	(08) ELECTION EXPENSES	<u>2,738,029</u>
8	TOTAL AMOUNT APPROPRIATED	<u><u>\$19,374,810</u></u>

9

10 SECTION 4. APPROPRIATION - HELP AMERICA VOTE ACT - TITLE 2 - FEDERAL.

11 There is hereby appropriated, to the Secretary of State, to be payable from
 12 the federal funds as designated by the Chief Fiscal Officer of the State, for
 13 expenditures requiring state matching for maintenance, operating expenses and
 14 associated costs for the Help America Vote Act for the fiscal year ending
 15 June 30, 2018, the following:

16

17	ITEM	FISCAL YEAR
18	<u>NO.</u>	<u>2017-2018</u>
19	(01) HELP AMERICA VOTE ACT	<u><u>\$500,000</u></u>

20

21 SECTION 5. APPROPRIATION - HELP AMERICA VOTE ACT - STATE. There is
 22 hereby appropriated, to the Secretary of State, to be payable from the cash
 23 fund deposited in the State Treasury as determined by the Chief Fiscal
 24 Officer of the State, for state match for maintenance and operating expenses
 25 and associated costs for the Help America Vote Act for the fiscal year ending
 26 June 30, 2018, the following:

27

28	ITEM	FISCAL YEAR
29	<u>NO.</u>	<u>2017-2018</u>
30	(01) HELP AMERICA VOTE ACT STATE MATCH	<u><u>\$415,000</u></u>

31

32 SECTION 6. APPROPRIATION - CAPITOL GROUNDS MONUMENT/MEMORIAL

33 PRESERVATION. There is hereby appropriated, to the Secretary of State, to be
 34 payable from the Capitol Grounds Monument And Memorial Preservation Fund, for
 35 various construction and operating expenses for the preservation of Monuments
 36 and Memorials on the State Capitol Grounds by the Secretary of State for the

1 fiscal year ending June 30, 2018, the following:

2

3 ITEM	FISCAL YEAR
4 <u>NO.</u>	<u>2017-2018</u>
5 (01) VARIOUS OPERATING & CONSTRUCTION	
6 EXPENSES FOR MONUMENT/MEMORIAL	
7 PRESERVATION	<u>\$54,948</u>

8

9 SECTION 7. APPROPRIATION - ARKANSAS STATE CAPITOL BUILDING & GROUNDS
 10 RESTORATION - CASH. There is hereby appropriated, to the Secretary of State,
 11 to be payable from the cash fund deposited in the State Treasury as
 12 determined by the Chief Fiscal Officer of the State, from contributions and
 13 donations for maintenance and restoration projects by the Secretary of State
 14 for the fiscal year ending June 30, 2018, the following:

15

16 ITEM	FISCAL YEAR
17 <u>NO.</u>	<u>2017-2018</u>
18 (01) MAINT. & GEN. OPERATION	
19 (A) OPER. EXPENSE	\$50,000
20 (B) CONF. & TRAVEL	0
21 (C) PROF. FEES	0
22 (D) CAP. OUTLAY	0
23 (E) DATA PROC.	<u>0</u>
24 TOTAL AMOUNT APPROPRIATED	<u>\$50,000</u>

25

26 SECTION 8. APPROPRIATION - PARKING - CASH. There is hereby
 27 appropriated, to the Secretary of State, to be payable from cash funds as
 28 defined by Arkansas Code 19-4-801 of the Secretary of State, for various
 29 operating and associated expenses for parking activity, major emergency
 30 repairs necessary to continue agency operations and security of the premises
 31 for the fiscal year ending June 30, 2018, the following:

32

33 ITEM	FISCAL YEAR
34 <u>NO.</u>	<u>2017-2018</u>
35 (01) VARIOUS PARKING EXPENSES MAJOR	
36 EMERGENCIES & SECURITY EXPENSES	<u>\$375,000</u>

SECTION 9. APPROPRIATION - FEE AND TAX REFUNDS. There is hereby appropriated, to the Secretary of State, to be payable from the Miscellaneous Revolving Fund, for refunds and reimbursements of corporate filings fees and franchise taxes for the fiscal year ending June 30, 2018, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2017-2018</u>
(01) REFUNDS/REIMBURSEMENTS	<u>\$550,000</u>

SECTION 10. APPROPRIATION - COUNTY VOTING SYSTEM GRANT FUND. There is hereby appropriated, to the Secretary of State, to be payable from the County Voting System Grant Fund, for professional fees and services for upgrading or purchasing county voting systems, grants and aid for voting system equipment, programming, maintenance or equipment and devices used to view voter registration records at a polling location and refunds/reimbursements of fees for the fiscal year ending June 30, 2018, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2017-2018</u>
(01) COUNTY VOTING SYSTEM GRANTS	<u>\$1,500,000</u>

SECTION 11. APPROPRIATION - ARKANSAS VIDEO SERVICE ACT. There is hereby appropriated, to the Secretary of State, to be payable from the Arkansas Video Service Fund, for the review and issue of certificates of franchise authority and refunds/reimbursements of fees of the Arkansas Video Service Act for the fiscal year ending June 30, 2018, the following:

ITEM	FISCAL YEAR
<u>NO.</u>	<u>2017-2018</u>
(01) ARKANSAS VIDEO SERVICE ACT	<u>\$50,000</u>

SECTION 12. APPROPRIATION - ON-LINE CAMPAIGN FINANCE REPORTING SYSTEM. There is hereby appropriated, to the Secretary of State, to be payable from the State Central Services Fund, for operating expenses and professional fees and services for computer upgrades and development for the On-Line Campaign

1 Finance Reporting System for the fiscal year ending June 30, 2018, the
 2 following:

4 ITEM	FISCAL YEAR
5 <u>NO.</u>	<u>2017-2018</u>
6 (01) ONLINE REPORTING SYSTEM	<u><u>\$750,000</u></u>

7
 8 SECTION 13. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 9 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW.

10 REIMBURSEMENT. The Miscellaneous Revolving Fund shall be reimbursed in the
 11 manner provided by law.

12 The provisions of this section shall be in effect only from July 1, ~~2016~~
 13 2017 through June 30, ~~2017~~ 2018.

14
 15 SECTION 14. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 16 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. TRANSFER

17 PROVISION. After receiving approval from the Chief Fiscal Officer of the
 18 State, and prior review by the Arkansas Legislative Council or Joint Budget
 19 Committee, the Agency is authorized to transfer appropriation from any line
 20 item authorized in Operations appropriation to any other line item authorized
 21 in Operations appropriation.

22 The provisions of this section shall be in effect only from July 1, ~~2016~~
 23 2017 through June 30, ~~2017~~ 2018.

24
 25 SECTION 15. SPECIAL LANGUAGE. NOT TO BE INCORPORATED INTO THE ARKANSAS
 26 CODE NOR PUBLISHED SEPARATELY AS SPECIAL, LOCAL AND TEMPORARY LAW. STATE

27 CAPITOL POLICE. In the event that sufficient revenues, in the judgment of
 28 the Secretary of State exist, the Secretary is hereby authorized to make
 29 additional salary payments from such funds to those employees who have
 30 attained law enforcement certification above the basic certificate level, as
 31 defined by the Arkansas Commission on Law Enforcement Standards. It is the
 32 intent of this Section that such payment shall be optional, at the discretion
 33 of the Secretary, dependent on sufficient revenues and shall not be
 34 implemented using funds specifically set aside for other programs within the
 35 Department.

36 Employees shall be eligible for all or a portion of additional salary

1 payments scheduled as follows:

- 2 I. General Certificate - \$ 300 annually
- 3 II. Intermediate Certificate - \$ 600 annually
- 4 III. Advanced Certificate - \$ 900 annually
- 5 IV. Senior Certificate - \$1,200 annually

6 Payment of such funds may be made monthly, quarterly, semiannually or
 7 annually depending upon the availability of revenues and shall be restricted
 8 to the following classifications:

- 9 1. Sec. of State Capitol Police Chief
- 10 2. Sec. of State Police Sergeant
- 11 3. Sec. of State Corporal
- 12 4. Sec. of State Capitol Police Captain

13 Payments made under this Section which are awarded as partial or lump sum
 14 payments shall not be considered as salary for purposes of retirement
 15 benefits but shall be subject to withholding of all applicable federal and
 16 state taxes. Payments made under this Section shall not be construed as
 17 exceeding the maximum annual salary of the employee.

18 The provisions of this section shall be in effect only from July 1, ~~2016~~
 19 2017 through June 30, ~~2017~~ 2018.

20
 21 SECTION 16. COMPLIANCE WITH OTHER LAWS. Disbursement of funds
 22 authorized by this act shall be limited to the appropriation for such agency
 23 and funds made available by law for the support of such appropriations; and
 24 the restrictions of the State Procurement Law, the General Accounting and
 25 Budgetary Procedures Law, the Revenue Stabilization Law, the Regular Salary
 26 Procedures and Restrictions Act, or their successors, and other fiscal
 27 control laws of this State, where applicable, and regulations promulgated by
 28 the Department of Finance and Administration, as authorized by law, shall be
 29 strictly complied with in disbursement of said funds.

30
 31 SECTION 17. LEGISLATIVE INTENT. It is the intent of the General
 32 Assembly that any funds disbursed under the authority of the appropriations
 33 contained in this act shall be in compliance with the stated reasons for
 34 which this act was adopted, as evidenced by the Agency Requests, Executive
 35 Recommendations and Legislative Recommendations contained in the budget
 36 manuals prepared by the Department of Finance and Administration, letters, or

1 summarized oral testimony in the official minutes of the Arkansas Legislative
2 Council or Joint Budget Committee which relate to its passage and adoption.

3
4 SECTION 18. EMERGENCY CLAUSE. It is found and determined by the
5 General Assembly, that the Constitution of the State of Arkansas prohibits
6 the appropriation of funds for more than a one (1) year period; that the
7 effectiveness of this Act on July 1, 2017 is essential to the operation of
8 the agency for which the appropriations in this Act are provided, and that in
9 the event of an extension of the legislative session, the delay in the
10 effective date of this Act beyond July 1, 2017 could work irreparable harm
11 upon the proper administration and provision of essential governmental
12 programs. Therefore, an emergency is hereby declared to exist and this Act
13 being necessary for the immediate preservation of the public peace, health
14 and safety shall be in full force and effect from and after July 1, 2017.